

**SUMMARY MINUTES
REGULAR COUNCIL MEETING
August 28, 2012**

The City of North Miami Regular Council meeting for August 28, 2012 was called to order at 776 NE 125 Street by Mayor Andre Pierre at 7:02pm.

(Phonetic spelling of each speaker's name may be used throughout the minutes unless correct spelling is known.)

Note: The actual agenda and all backup materials for each City of North Miami Council meeting can be found at: www.northmiamifl.gov

Mayor Pierre asked everyone to stand for the Pledge to the Flag and asked the Officers of the month to lead all in the Pledge.

City Manager Stephen Johnson provided the inspirational message.
Mayor Pierre read a speech of Dr. Martin Luther King "I Have A Dream".

ROLL CALL: The roll call sheet was read. The following were noted as present / absent:

Councilman Michael R. Blynn	Here
Councilman Scott Galvin	Here
Vice-Mayor Jean R. Marcellus	Here
Mayor Andre D. Pierre	Here
Councilwoman Marie E. Steril	Present at 7:10pm

Additions, Deletions or Withdrawals: None

4. Special Presentation(s)

Chief Marc Elias recognized Officers of the Crime Suppression Team.
Chief Elias presented a Proclamation for meritorious service to Assistant Chief L. Juriga and Assistant Chief L. Burgess.
Chief Elias presented the Police Athletic League (PAL) recognition plaque to Officers M. Chery and James Stewart for dedicated services.
Chief Elias presented a plaque of exceptional service awards and motor unit task force recognition to Sgt. P. Dominquez.
Chief Elias presented a plaque of appreciation for work with PAL program to Major Franzia Brea-Burden.
Chief Elias presented a plaque of appreciation to Bernadette Pierre
Chief Elias presented a plaque for Employee of the Quarter (Spring 2012) to Ms. Gloria Johnson, Senior Police Communication Officer.

Chief Elias presented art student from MOCA certificates of completion.

Mayor Pierre presented a Proclamation to the Public Works Department in honor of the National Water Quality Month that was received by Director Aleem Ghany.

Library Director Lucia Gonzalez recognized her support system (Friends of the Library) for the summer book reading competition and presented the winners their gifts.

Special Recognition to the Back to School Bash and Health Fair sponsors for their support
Mayor Andre Pierre presented plaques of appreciation to all sponsors.

Certificate of Appreciation

Deputy City Manager Dr. Lumane Pluviose-Claude presented a plaque of appreciation to Joe Caragol, Director of Emergency Management/LEO, City of Hialeah. Mr. Joe Caragol led the emergency training for all 100 people.

Comprehensive Audit Financial Report (CAFR) presentation by Harvey, Covington & Thomas, LLC for Fiscal Year 2010-2011

Roderick Harvey gave a PowerPoint report of the audit of the City of North Miami fiscal year 2010-2011. Mr. Harvey stated the financial year for 2010-2011 status is a good solid audit. Mayor Pierre moved that the CAFR report be approved as presented. Councilperson Blynn seconded the motion. The motion carried unanimously.

5. **City Events:**

Pamela Solomon, Public Information Officer, provided an overview of events scheduled for the City of North Miami including:

1. City offices will be closed on Friday for furlough day
2. Budget hearing dates are: first hearing September 10th and final hearing September 24th at 6pm.
3. Farmers Market hours are 9am until 2pm

6. **Hurricane Preparedness**

Mr. Joe Caragol gave a report on the emergency training process informing all how they should prepare for the hurricane and maintain the preparation during the hurricane season.

7. **City Projects Update**

City Manager Johnson stated two bus shelters are being installed.

8. **Consent Agenda**

TAB A – Approval of Minutes – Regular Council Meeting – July 10, 2012

CONSENT AGENDA TABS A THROUGH I CONSTITUTE THE CONSENT AGENDA.

TAB B

PROPOSED RESOLUTION AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO NEGOTIATE AND EXECUTE A GRANT PROGRAM AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, BETWEEN THE CITY OF NORTH MIAMI AND THE NORTH MIAMI FOUNDATION FOR SENIOR CITIZENS' SERVICES, INC., FOR COMMUNITY BASED SOCIAL SERVICES

TAB C

PROPOSED RESOLUTION RATIFYING THE CITY MANAGER'S APPROVAL AND EXECUTION OF A SECOND AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, BETWEEN THE CITY OF NORTH MIAMI AND COASTLAND CONSTRUCTION, INC., FOR ADDITIONAL RELATED SERVICES REQUIRED FOR THE COMPLETION OF THE NW 131ST STREET STREETScape IMPROVEMENT PROJECT, AT A COST NOT TO EXCEED TWO HUNDRED EIGHTY FOUR THOUSAND DOLLARS (\$284,000.00), AND TO EXTEND THE TIME FOR PERFORMANCE TO NOVEMBER 30, 2012

TAB D

PROPOSED RESOLUTION RECOGNIZING "FEEDING SOUTH FLORIDA" AS OUR PARTNER IN HUNGER RELIEF FOR THE RESIDENTS OF THE CITY OF NORTH MIAMI, CONSISTENT WITH OUR COMMITMENT TO A HEALTHIER COMMUNITY

TAB E

PROPOSED RESOLUTION DESIGNATING NE 7TH AVENUE FROM 121ST STREET TO 125TH STREET TO BE KNOWN AS "SERGEANT STEVEN E. BAUER, SERGEANT LYNETTE HODGE, AND SERGEANT CARL MERTES BOULEVARD"; AUTHORIZING THE CITY MANAGER TO ALLOCATE AND EXPEND THE NECESSARY FUNDS TO COVER THE COSTS FOR SIGNAGE, AND DO ALL NECESSARY THINGS TO EFFECTUATE THE DESIGNATION

TAB F

PROPOSED RESOLUTION RECOGNIZING THE MIAMI-DADE COUNTY COMMISSION ON ETHICS AND PUBLIC TRUST'S EFFORTS TO PROCLAIM OCTOBER 12, 2012, "ETHICAL GOVERNANCE DAY"

TAB G

PROPOSED RESOLUTION AUTHORIZING THE APPOINTMENT OF BEATRICE CAZEAU, AS SPECIAL MAGISTRATE FOR CODE ENFORCEMENT PROCEEDINGS AND AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO EXECUTE A ONE (1) YEAR LETTER OF AGREEMENT WITH THE SPECIAL MAGISTRATE, IN SUBSTANTIALLY THE ATTACHED FORM

TAB H

PROPOSED RESOLUTION APPROVING CRITERIA FOR THE CITY'S COMMUNITY WAYFINDING GUIDE SIGNS DESTINATIONS PURSUANT TO PART V, RULE 14-51.051(3), FLORIDA ADMINISTRATIVE CODE, GOVERNING COMMUNITY WAYFINDING GUIDE SIGNS

TAB I

PROPOSED RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN INTERLOCAL AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, BETWEEN THE CITY OF NORTH MIAMI AND MIAMI-DADE COUNTY FOR THE PROVISION OF PUBLIC TRANSPORTATION SERVICES

It was moved and Mayor Pierre seconded the motion to approve Consent Agenda items TAB A through TAB I.

9. A. Quasi-Judicial Items

TAB J

PETITION FOR A MUSIC AND ENTERTAINMENT LICENSE PURSUANT TO CHAPTER 3, SECTION 3-8 OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES, IN THE M-1 ZONING DISTRICT, SUNNY ISLES EATERY, INC.; 151ST STREET HOLDINGS, LLC, 2050 NORTHEAST 151ST STREET, NORTH MIAMI, FL

Councilman Galvin moved that TAB J be approved. It was seconded and TAB J was approved by a roll call vote of 5-0.

9.B. LEGISLATIVE MATTERS - None

9.B.1. ORDINANCES – SECOND READING AND PUBLIC

TAB K

PROPOSED ORDINANCE (SECOND READING) AMENDING CHAPTER 29 OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES, ENTITLED “LAND DEVELOPMENT REGULATIONS” BY AMENDING ARTICLE 5, DIVISION 12 ENTITLED “LANDSCAPING AND SCREENING”, SPECIFICALLY AT SECTION 5-1203 ENTITLED “GENERAL STANDARDS,” TO CURTAIL OR RESTRICT CERTAIN USES OF WATER TO CONSERVE AVAILABLE WATER RESOURCES DURING A DECLARED WATER SHORTAGE OR WATER SHORTAGE EMERGENCY, IN ACCORDANCE WITH THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT REGULATIONS

Councilman Calvin moved to approve TAB K. Mayor Pierre seconded the motion. Tab K passed by roll call vote of 5-0.

9.B.2. ORDINANCES – FIRST READING

TAB L

PROPOSED ORDINANCE (FIRST READING) AMENDING CHAPTER 7 OF THE CODE OF ORDINANCES ENTITLED “FINANCE”, UNDER ARTICLE III, ENTITLED “PROCUREMENT CODE”, SPECIFICALLY AT SECTION 7-118, ENTITLED “DEFINITIONS”, SECTION 7-120, ENTITLED “APPLICATION OF THIS CODE”, SECTION 7-121, ENTITLED “EXCEPTIONS”, AND A NEW SECTION 7-153, ENTITLED “PURCHASE OR LEASE OF REAL PROPERTY”, TO PROVIDE FOR THE INCLUSION AND APPLICABILITY OF THE PROCUREMENT CODE TO ALL REAL PROPERTY PURCHASES AND LEASEHOLD TRANSACTIONS, PURSUANT TO STATUTORY LAWS AND IN ACCORDANCE WITH THE POWERS VESTED TO THE CITY BY THE FLORIDA CONSTITUTION

TAB L passed by roll call vote 5-0.

9.B.3. RESOLUTIONS – [NONE]

10. REQUESTS – PETITIONS – COMMUNICATIONS

TAB M

DISCUSSION AND APPROVAL OF RADIO MEGA’S “NORTH MIAMI MEGANAVAL” CELEBRATION (ITEM CONTINUED FROM THE JULY 10, 2012 COUNCIL MEETING)

It was stated TAB M request was withdrawn at the last minute.

TAB N

DISCUSSION REGARDING DONATION OF CITY’S GARBAGE COLLECTION VEHICLES TO OPERATION GREEN LEAVES (OGL), NOT-FOR-PROFIT ORGANIZATION

It was stated TAB N item was pulled from the agenda.

TAB O

DISCUSSION REGARDING CITY’S CODE ON ROOF REPAIR

Councilman Scott Galvin stated there is a need to educate the code enforcement division on roof repairs.

TAB P

REQUEST FROM DOUGLAS HINDMARSH TO ADDRESS TWO ISSUES:

Mr. Hind-Marsh addressed the Mayor and Council on the two issues.

1. Livestock farm animals in North Miami; and
2. North Miami providing Wi-Fi within a 3-mile radius from city hall.

11. CITIZENS' FORUM

1. President of IUFA addressed the Mayor and Council asking that the general employees request for increase be considered during this budget year.

12. COUNCIL REPORTS

Vice-Mayor Jean R. Marcellus

Councilman Michael R. Blynn, Esq.

Councilman Scott Galvin reported on the Town Hall meeting and Ballot Fraud reporting
Councilwoman Marie Erlande Steril – N/A

Mayor Andre D. Pierre, Esq.

13. CITY CLERK'S REPORT

Clerk Etienne stated the Vice-Mayor position is scheduled for election tonight.

It was motioned and seconded that Councilwoman Steril be Vice-Mayor. The motion carried unanimously.

Clerk Etienne stated Board members positions need to be fielded and updated.

Appointments were completed for each board vacancy and alternate position.

14. CITY ATTORNEY'S REPORT – none noted.

15. CITY MANAGER'S REPORT

City Manager Johnson was informed by Mayor and Council the September 25th meeting schedule will be decided during the September 11th meeting.

16. ADJOURNMENT

Regular Council meeting for August 28, 2012 was adjourned at 11:22pm.

Date transcribed: September 4, 2012